

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 BRANDON D. GREEN,

Case No. 2:19-cv-02006-APG-VCF

4 Plaintiff

ORDER

5 v.

6 LAWRENCE SAMPLES et al.,

7 Defendants

8

9 **I. DISCUSSION**

10 Plaintiff has filed a motion seeking a court order to obtain the names of the Clark  
11 County Detention Center (“CCDC”) officers that were on duty during the dates and times  
12 referenced in his complaint in order to substitute the real names of the Doe officers. (ECF  
13 No. 9). Plaintiff also seeks a courtesy copy of his complaint because correctional officers  
14 destroyed his complaint in a cell search. (*Id.*)

15 The Court grants Plaintiff’s request for a courtesy copy of his complaint.

16 As to Plaintiff’s request for a court order, the Court denies that portion of the motion  
17 without prejudice. After the Court orders service in this case<sup>1</sup>, Plaintiff should attempt to  
18 learn the names of Doe officers during the ordinary course of discovery. See Fed. R. Civ.  
19 P. 26(b)(1), 33 (explaining the use of interrogatories to obtain discovery that is relevant  
20 to “any party’s claim or defense”).

21 **II. CONCLUSION**

22 For the foregoing reasons, it is ordered that the motion for order (ECF No. 9) is  
23 granted in part and denied in part.

24 It is further ordered that the Clerk of the Court send Plaintiff courtesy copies of the  
25 screening order (ECF No. 7) and complaint (ECF No. 8).

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28 <sup>1</sup> If Plaintiff chooses not to file an amended complaint, the Court will issue a service  
order on the colorable claims in the original complaint as discussed in the screening order.  
(See ECF No. 7). If Plaintiff chooses to file an amended complaint, the Court will screen  
the amended complaint and issue a service order if Plaintiff states any colorable claims  
against at least one named defendant in the amended complaint.

It is further ordered that if Plaintiff chooses to file an amended complaint, he must file the amended complaint by December 23, 2020.

It is further ordered that if Plaintiff chooses not to file an amended complaint, this action will proceed only against Samples (claim 1) and the Doe officers when Green learns their identities (claims 2, 4, 6, and 7).

DATED THIS 24<sup>th</sup> day of November 2020.

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**UNITED STATES MAGISTRATE JUDGE**